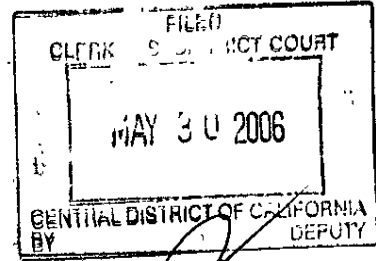


DEBRA WONG YANG  
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Attorneys for Plaintiff  
 United States of America.

UNITED STATES DISTRICT COURT  
 FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

RONALD PHILLIP WALLACE

Defendant.

No. CR 04-1376-CBM

STIPULATION RE: DISTRIBUTION OF  
SEALED MEDICAL RECORDS TO  
BUREAU OF PRISON'S MEDICAL  
STAFF; [PROPOSED] ORDER

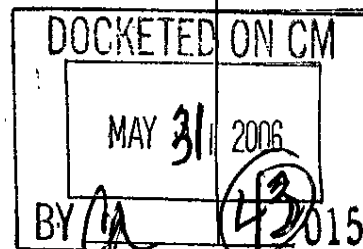
Sentencing: June 12, 2006  
 Hearing Time: 1:30 p.m.

Plaintiff, by and through its attorney of record, the United States Attorney for the Central District of California, and defendant Ronald Phillip Wallace ("defendant"), by and through his attorney of record, Marilyn E. Bednarski, hereby stipulate and agree to the following and agree that the Court should make the following findings, based upon this stipulation and the record in this matter:

\\

\\

Priority ☒  
 Send ☒  
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 JS-5/JS-6 ☐  
 JS-2/JS-3 ☐  
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 CLERK U.S. DISTRICT COURT  
 CENTRAL DISTRICT OF CALIFORNIA  
 BY [Signature]

1        1.    On June 29, 2005, defendant pled guilty to multiple  
2 counts of mail fraud, wire fraud, and money laundering (Counts 4,  
3 5, 6, 11, 12, 15 and 20 of the Indictment).

4        2.    The United States Attorneys Office ("USAO") filed its  
5 sentencing position on or about February 21, 2006.

6        3.    Sentencing in this matter is currently scheduled for  
7 June 12, 2006 at 1:30 p.m.

8        4.    On or about May 16, defendant filed his sentencing  
9 position under seal. Defendant's sentencing position asserts  
10 that defendant should be given a non-custodial sentence at least  
11 in part because of defendant's medical condition. More  
12 specifically, defendant contends that he has a severe case of  
13 Crohn's disease; that the Bureau of Prisons ("BOP") would be  
14 unable to provide him satisfactory medical treatment of this  
15 condition if he were incarcerated; and that his health would  
16 therefore be jeopardized if he were give an extended custodial  
17 sentence as recommended by the USAO. In support of this  
18 position, defendant has submitted detailed and confidential  
19 medical records to the court that he seeks to remain under seal.  
20 Defendant's counsel has also informed the USAO that she intends  
21 to provide the USAO with additional medical records concerning  
22 defendant's medical condition (collectively, the "medical  
23 records").

24        5.    The USAO does not object to and agrees that defendant's  
25 confidential medical records should remain under seal. However,  
26 in order for the USAO to make an informed determination as to  
27  
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1 whether the BOP could provide satisfactory treatment to defendant  
2 if he were incarcerated, the USAO hereby seeks permission to make  
3 defendant's medical records, including defendant's May 16, 2006  
4 Sentencing Memorandum, available to the BOP's medical and health  
5 services staff for the limited purpose of reviewing the said  
6 medical records and reporting to the USAO and the Court whether  
7 the BOP is able to provide adequate medical treatment to the  
8 defendant.

9       6. The parties hereby agree that the said medical records  
10 and defendant's May 16, 2006 Sentencing Memorandum with attached  
11 exhibits, which was filed under seal, may be made available to  
12 the BOP's medical and health services staff for the limited  
13 purpose of determining whether the BOP can provide adequate  
14 medical treatment of defendant's medical condition if he is  
15 incarcerated. The records may not be used for any other purpose  
16 (without defendant's and his counsel's consent).

17       7. The parties respectfully request the court to issue an  
18 order authorizing this limited release of defendant's sealed  
19 medical records.

20       8. Due to the time that it will take the BOP to review the  
21 medical records, and report back to the USAO and the court, it is

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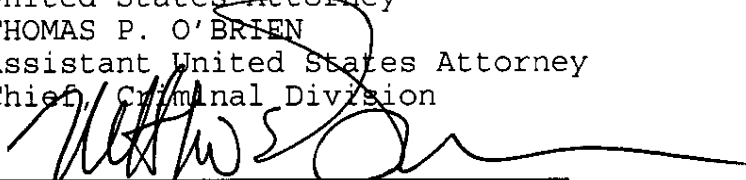
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1 possible that the USAO may have to ask for a brief delay of  
2 defendant's June 12, 2006 sentencing.

3 IT IS SO AGREED AND STIPULATED:

4 Date: May 22, 2006

DEBRA WONG YANG  
United States Attorney  
THOMAS P. O'BRIEN  
Assistant United States Attorney  
Chief, Criminal Division

  
MATTHEW E. SLOAN  
Assistant United States Attorney  
Deputy Chief, Major Frauds Section

Counsel for Plaintiff  
United States of America

11 Date: May \_\_, 2006

13 MARILYN E. BEDNARSKI

14 Counsel for Defendant  
15 Ronald Phillip Wallace


1 possible that the USAO may have to ask for a brief delay of  
2 defendant's June 12, 2006 sentencing.

3 IT IS SO AGREED AND STIPULATED:

4 Date: May \_\_\_\_\_, 2006 DEBRA WONG YANG  
5 United States Attorney  
6 THOMAS P. O'BRIEN  
7 Assistant United States Attorney  
8 Chief, Criminal Division

9  
10 MATTHEW E. SLOAN  
11 Assistant United States Attorney  
12 Deputy Chief, Major Frauds Section  
13  
14 Counsel for Plaintiff  
15 United States of America

16 Date: May 22, 2006

17  
18   
19 MARILYN E. BEDNARSKI

20  
21 Counsel for Defendant  
22 Ronald Phillip Wallace  
23  
24  
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28

SCANNED

[PROPOSED] ORDER RE: DISCLOSURE OF  
DEFENDANT'S SEALED MEDICAL RECORDS


Based upon the above stipulation and the record before the Court, IT IS HEREBY ORDERED as follows:

1. The United States Attorney's Office ("USAO") may release and disclose the confidential medical records of defendant Ronald P. Wallace ("defendant"), including without limitation, defendant's May 16, 2006 Sentencing Memorandum and all attached exhibits and documents (which were filed under seal)(collectively, "defendant's medical records"), to the medical and health services staff of the federal Bureau of Prisons ("BOP"). Defendant's medical records may only be used by the BOP for the limited purpose of determining whether the BOP can provide adequate treatment for defendant's medical condition if he is incarcerated.

2. Defendant's confidential medical records may only be reviewed by the BOP's medical and health services staff, and/or any outside health professionals or consultants retained by the BOP, and these records may only be used for the purposes of making the determination referred to in Paragraph 1, above.

IT IS SO ORDERED.

DATED: May 30, 2006

  
HON. CONSUELO B. MARSHALL  
UNITED STATES DISTRICT JUDGE

**CERTIFICATE OF SERVICE**

I, **Shaton McDaniel**, declare:

That I am a citizen of the United States and resident or employed in Los Angeles County, California; that my business address is the Office of United States Attorney, United States Courthouse, 312 North Spring Street, Los Angeles, California 90012; that I am over the age of eighteen years, and am not a party to the above-entitled action;

That I am employed by the United States Attorney for the Central District of California who is a member of the Bar of the United States District Court for the Central District of California, at whose direction I served a copy of:

**STIPULATION RE: DISTRIBUTION OF SEALED MEDICAL RECORDS TO BUREAU OF PRISON'S MEDICAL STAFF; [PROPOSED] ORDER**

service was:

☐ Placed in a closed envelope, for collection and interoffice delivery addressed as follows:

☒ Placed in a sealed envelope for collection and mailing via United States Mail, addressed as follows:

☐ By hand delivery addressed as follows:

☐ By facsimile as follows:

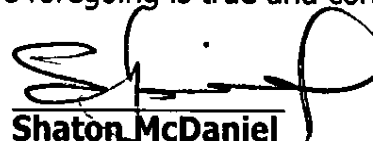
☐ By messenger as follows:

☐ By federal express as follows:

**MARILYN E. BEDNARSKI, ESQ.**

Kaye McLane & Bednarski  
128 N Fair Oaks Ave, Suite 100  
Pasadena, CA 91103

This Certificate is executed on **May 22, 2006** at Los Angeles, California.  
I certify under penalty of perjury that the foregoing is true and correct.

  
**Shaton McDaniel**